

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

-----X		
MALCOLM JOHNSON,	:	
an individual,	:	
	:	
Plaintiff,	:	CASE NO.: 4:17-cv-01932-SPM
	:	
vs.	:	
	:	
SCHNUCK MARKETS, INC.,	:	
	:	
	:	
Defendant.	:	
-----X		

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiff, Malcolm Johnson, voluntarily dismisses the above entitled action, **without** prejudice. Defendant has filed an answer. Since filing an answer, the parties reached an agreement on settlement terms that calls for Plaintiff to file a Notice of Voluntary Dismissal Without Prejudice. Plaintiff will file a Notice of Dismissal With Prejudice once defendant makes certain modifications to the property that is at issue in this case.

Dated: November 2, 2017

Respectfully Submitted,

BIZER & DeREUS
Attorneys for Plaintiff
Garret S. DeReus (MO # 68840)
gdereus@bizerlaw.com
Marc P. Florman (# 35128LA)
mflorman@bizerlaw.com
3319 St. Claude Ave.
New Orleans, LA 70117
T: 504-619-9999; F: 504-948-9996

By: /s/ Garret S. DeReus
Garret S. DeReus

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of November, 2017, I served a copy of the foregoing pleading on defendant via ECF filing.

By: /s/ Garret S. DeReus
Garret S. DeReus